

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

December 3, 2012

Closed Session 5:30 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54956.9

1. Conference with Legal Counsel:

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation.

Existing Litigation:
(G.C. § 54956.9(a))

Name of Case: *City of Auburn v. Sierra Patient and Caregiver Exchange, Inc. et al.*

Names of Parties: Plaintiff and Respondent – City of Auburn; Defendants and Appellants – Sierra Patient and Caregiver Exchange, Inc. and Richard Miller

Court of Appeal Case No. C069622 (Superior Court Case No. S-CV-0029599)

2. Conference with Labor Negotiators:

(G.C. § 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: Auburn Police Officers Association (APOA)

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ ANNOUNCEMENTS

Commendation for Investigator Adam Cline

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Appointment of Planning Commissioner**

By RESOLUTION, appoint Roger Luebke to the Planning Commission.

2. **Funding Agreement with PCTPA for Bus Shelter Improvement Project**

By **RESOLUTION**, authorize the City Manager to execute the funding agreement with Placer County Transportation Planning Agency for the Bus Shelter Improvement Project.

3. **Multimodal Park & Ride Lot Paving Project – Notice of Completion**

By **RESOLUTION**, authorize the Director of Public Works to record a Notice of Completion for Simpson & Simpson, Inc. for the Multimodal Park and Ride Lot Paving Project.

4. **Auburn Municipal Airport – Construct Apron Lighting, Pavement Marking and Airfield Signage - Award**

By **RESOLUTION**, authorize the Director of Public Works to execute a construction contract with Vellutini Corporation (DBA Royal Electric) for the Auburn Municipal Airport Project A.I.P. 3-06-0012-11 – Construct Apron Lighting, Pavement Marking and Airfield Signage Project in an amount not to exceed \$94,548.30.

***** End of Consent Calendar *****

5. **Public Comment**

This is the time provided so that the public may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff. Please speak your name, spell your name, and provide your address if you desire.

PUBLIC HEARING

6. **Mobile Food Vending on Private Property**

By MOTION, hold a second reading, by title only, and adopt an **ORDINANCE** amending the Auburn Municipal Code by adding Chapter 159.176 et. seq. to regulate mobile food vending on private property.

7. **Amendment of City Ordinance Limiting Liability – First Reading**

Waive full reading and introduce an ordinance to add Section 10.23 to the Auburn Municipal Code regarding limitation of tort liability for acts or omissions of City officers and employees.

COUNCIL BUSINESS

8. **Transparency in Bargaining**

BY MOTION, direct staff to report back to the City Council with an analysis of a potential “Transparency in Bargaining” policy for the City of Auburn based on the experience of other local governments in California and whether it could benefit city employees and the residents of Auburn.

REPORTS

9. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk’s Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.